IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Revn. No. 1368 of 2006

DATE OF DECISION : 01.09.2006

Paramjit Singh

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. A.S. Jattana, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

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This revision petition has been filed by Paramjit Singh against the order dated 30.5.2006, passed by Judge, Special Court, Barnala, whereby the application filed by the petitioner for release of his revolver on sapurdari has been dismissed.

2. I have heard counsel for the parties and gone through the impugned order.

3. In this case, the aforesaid revolver was recovered from the possession of accused Amarjeet Singh along with intoxicant tablets in case FIR No. 131 dated 3.5.2006 under Section 22/61/85 of the Narcotic Drugs & Psychotropic Substances Act, 1985 and Section 25/54/59 of the Arms Act, registered at Police Station Barnala. The petitioner could not explain why he had given his licensed revolver to the said accused.

4. Counsel for the petitioner submits that actually, the revolver of the petitioner was stolen and if the same is recovered from an accused, he is entitled for its release on sapurdari. I do not find any substance in this submission, as the petitioner has not placed on record any FIR lodged by

him with regard to the theft of his revolver. In view of these circumstances and keeping in view the fact that the revolver was recovered from a different person, who is accused in a case under the NDPS Act, I am not inclined to release the recovered revolver on sapurdari, during the pendency of the trial.

5. Dismissed.

September 01, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**